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Attorneys for Defendant

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

JANNIE M. HARRIS,

Plaintiff,

v.

MICHAEL J. ASTRUE,  
 Acting Commissioner of  
 Social Security,

Defendant.

CIVIL NO. C-08-02775 JL

STIPULATION AND ORDER FOR  
 EXTENSION

IT IS HEREBY STIPULATED by the undersigned for the respective parties, subject to the approval of the Court, that the Commissioner have a 21-day extension of time in which to file a response to Plaintiff's Motion for Summary Judgment, up to and including January 21, 2009. The Commissioner previously sought a 30-day extension of time up to and including December 31, 2008. This extension is necessary because the Special Assistant United States Attorney for the Commissioner had an unexpected increase in her work load when she was given an assignment to draft a memorandum for en banc review of a Ninth Circuit case. The Commissioner notes that this assignment was the basis for his previous request for an extension; however, the task proved to involve more unpredictable work than originally anticipated. Additionally, due to events beyond her control, the Commissioner's attorney has had to move her household with little notice in order to avoid personal harm. This combination of factors has prevented the Commissioner's attorney from completing the brief in this matter within the extended

1 deadline.

2 Dated: December 31, 2008

/s/ Bess M. Brewer  
(As authorized via email)  
BESS M. BREWER  
Attorney for Plaintiff

5 JOSEPH P. RUSSONIELLO  
6 United States Attorney

7 Dated: December 31, 2008

By: /s/ Elizabeth Firer  
ELIZABETH FIRER  
Special Assistant United States Attorney

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11 PURSUANT TO STIPULATION, IT IS SO ORDERED that Defendant Commissioner of Social  
12 Security shall have up to and including January 21, 2009, to respond to Plaintiff's Motion for Summary  
13 Judgment. nunc pro tunc.

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16 Dated: April 20, 2009

  
JAMES LARSON  
United States Magistrate Judge